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Attorneys for Defendant
Waste Management of New Jersey, Inc.

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

TEAMSTERS-EMPLOYERS LOCAL 945
PENSION FUND,

-and-

TRUSTEES OF TEAMSTERS-EMPLOYERS
LOCAL 945 PENSION FUND,

Plaintiffs,

vs.

WASTE MANAGEMENT OF NEW JERSEY,
INC.,

Defendant.

Civil Case No. 2:11-cv-00902 (FSH)(PS)

**DEFENDANT'S NOTICE OF
MOTION FOR ATTORNEY'S FEES**

Oral Argument Requested

TO:	John M. Agnello Melissa E. Flax Carella, Byrne, Cecchi, Olstein, Brody & Agnello, P.C. 5 Becker Farm Road Roseland, New Jersey 07068-1739 Attorneys for Plaintiffs	Ronald E. Richman Jaimie C. Davis Schulte Roth & Zabel LLP 919 Third Avenue New York, NY 10022 Attorneys for Plaintiffs
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PLEASE TAKE NOTICE that on July 18, 2011, the undersigned attorneys for defendant Waste Management of New Jersey, Inc. (“Defendant”), will move before the Honorable Faith S. Hochberg, U.S.D.J., of the United States District Court for the District

of New Jersey, M.L. King, Jr. Federal Building & Courthouse, Newark, New Jersey, at _____ a.m. / p.m. or as soon thereafter as counsel may be heard, for an Order pursuant to Federal Rule of Civil Procedure 54(d)(2), Rule 54.2 of the Local Civil Rules of the United States District Court for the District of New Jersey, and 29 U.S.C. § 1132(g)(1), awarding attorney's fees to Defendant in the amount of \$34,225.00.

PLEASE TAKE FURTHER NOTICE that in support of the within motion, the undersigned attorneys for Defendant will rely on Defendant's Memorandum of Law and Affidavit of Susan Katz Hoffman, Esq., and exhibits appended thereto.

A proposed form of Order is enclosed herewith.

/s/ Frank A. Custode

Frank A. Custode
Susan Katz Hoffman (*pro hac vice*)
Deidre A. Grossman (*pro hac vice*)
LITTLER MENDELSON
A Professional Corporation
Attorneys for Defendant
Waste Management of New Jersey, Inc.

Dated: June 16, 2011